

3–1–07 Vol. 72 No. 40 Thursday Mar. 1, 2007

Pages 9233–9432



The **FEDERAL REGISTER** (ISSN 0097–6326) is published daily, Monday through Friday, except official holidays, by the Office of the Federal Register, National Archives and Records Administration, Washington, DC 20408, under the Federal Register Act (44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). The Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 is the exclusive distributor of the official edition. Periodicals postage is paid at Washington, DC.

The **FEDERAL REGISTER** provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive Orders, Federal agency documents having general applicability and legal effect, documents required to be published by act of Congress, and other Federal agency documents of public interest.

Documents are on file for public inspection in the Office of the Federal Register the day before they are published, unless the issuing agency requests earlier filing. For a list of documents currently on file for public inspection, see www.archives.gov.

The seal of the National Archives and Records Administration authenticates the Federal Register as the official serial publication established under the Federal Register Act. Under 44 U.S.C. 1507, the contents of the Federal Register shall be judicially noticed.

The **Federal Register** is published in paper and on 24x microfiche. It is also available online at no charge as one of the databases on GPO Access, a service of the U.S. Government Printing Office.

The online edition of the **Federal Register** www.gpoaccess.gov/nara, available through GPO Access, is issued under the authority of the Administrative Committee of the Federal Register as the official legal equivalent of the paper and microfiche editions (44 U.S.C. 4101 and 1 CFR 5.10). It is updated by 6 a.m. each day the **Federal Register** is published and includes both text and graphics from Volume 59, Number 1 (January 2, 1994) forward.

For more information about GPO Access, contact the GPO Access User Support Team, call toll free 1-888-293-6498; DC area 202-512-1530; fax at 202-512-1262; or via e-mail at gpoaccess@gpo.gov. The Support Team is available between 7:00 a.m. and 9:00 p.m. Eastern Time, Monday–Friday, except official holidays.

The annual subscription price for the Federal Register paper edition is \$749 plus postage, or \$808, plus postage, for a combined Federal Register, Federal Register Index and List of CFR Sections Affected (LSA) subscription; the microfiche edition of the Federal Register including the Federal Register Index and LSA is \$165, plus postage. Six month subscriptions are available for one-half the annual rate. The prevailing postal rates will be applied to orders according to the delivery method requested. The price of a single copy of the daily Federal Register, including postage, is based on the number of pages: \$11 for an issue containing less than 200 pages; \$22 for an issue containing 200 to 400 pages; and \$33 for an issue containing more than 400 pages. Single issues of the microfiche edition may be purchased for \$3 per copy, including postage. Remit check or money order, made payable to the Superintendent of Documents, or charge to your GPO Deposit Account, VISA, MasterCard, American Express, or Discover. Mail to: New Orders, Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954; or call toll free 1-866-512-1800, DC area 202-512-1800; or go to the U.S. Government Online Bookstore site, see bookstore.gpo.gov.

There are no restrictions on the republication of material appearing in the **Federal Register**.

How To Cite This Publication: Use the volume number and the page number. Example: 72 FR 12345.

Postmaster: Send address changes to the Superintendent of Documents, Federal Register, U.S. Government Printing Office, Washington DC 20402, along with the entire mailing label from the last issue received.

SUBSCRIPTIONS AND COPIES

PUBLIC

Subscriptions:

Paper or fiche 202–512–1800 Assistance with public subscriptions 202–512–1806

General online information 202–512–1530; 1–888–293–6498

Single copies/back copies:

Paper or fiche
Assistance with public single copies
202–512–1800
1–866–512–1800
(Toll-Free)

FEDERAL AGENCIES

Subscriptions:

Paper or fiche 202–741–6005
Assistance with Federal agency subscriptions 202–741–6005

FEDERAL REGISTER WORKSHOP

THE FEDERAL REGISTER: WHAT IT IS AND HOW TO USE IT

FOR: Any person who uses the Federal Register and Code of Federal Regulations.

WHO: Sponsored by the Office of the Federal Register.

WHAT: Free public briefings (approximately 3 hours) to present:

- 1. The regulatory process, with a focus on the Federal Register system and the public's role in the development of regulations.
- 2. The relationship between the Federal Register and Code of Federal Regulations.
- 3. The important elements of typical Federal Register documents.
- $4.\ \mbox{An introduction to the finding aids of the FR/CFR system.}$

WHY: To provide the public with access to information necessary to research Federal agency regulations which directly affect them. There will be no discussion of specific agency regulations.

WHEN: Tuesday, March 13, 2007

9:00 a.m.-Noon

WHERE: Office of the Federal Register

Conference Room, Suite 700 800 North Capitol Street, NW.

Washington, DC 20002

RESERVATIONS: (202) 741-6008



Contents

Federal Register

Vol. 72, No. 40

Thursday, March 1, 2007

Agriculture Department

See Forest Service

See Natural Resources Conservation Service

Arts and Humanities, National Foundation

See National Foundation on the Arts and the Humanities

Centers for Disease Control and Prevention NOTICES

Meetings:

Disease, Disability, and Injury Prevention and Control Special Emphasis Panels, 9342

Civil Rights Commission

NOTICES

Meetings; Sunshine Act, 9304

Commerce Department

See Foreign-Trade Zones Board

See International Trade Administration

See National Oceanic and Atmospheric Administration

Consumer Product Safety Commission

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 9310–9311

Customs and Border Protection Bureau

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 9346–9347

Education Department

NOTICES

Committees; establishment, renewal, termination, etc.: Reading First Advisory Committee, 9311–9312

Grants and cooperative agreements; availability, etc.:

Innovation and improvement—

Voluntary Public School Choice Program; technical assistance workshop, 9312

Postsecondary education—

American Indian Tribally Controlled Colleges and Universities and Alaska Native and Native Hawaiian-Serving Institutions Program, 9312–9318

Employment and Training Administration

Reports and guidance documents; availability, etc.: Rural Industrialization Loan and Grant Program; compliance certification requests, 9362–9363

Energy Department

See Federal Energy Regulatory Commission NOTICES

Reports and guidance documents; availability, etc.:
Distributed generation and rate-related issues that may
impede their expansion, potential benefits study,
9318–9319

Environmental Protection Agency

RULES

Air quality implementation plans; approval and promulgation; various States:

North Dakota, 9263-9272

PROPOSED RULES

Air quality planning purposes; designation of areas: Colorado, 9285–9289

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 9326–9330

Executive Office of the President

See Presidential Documents

Federal Aviation Administration

RULES

Airworthiness directives:

Empresa Brasileira de Aeronautica S.A. (EMBRAER), 9237–9238

Class E airspace, 9238-9239

PROPOSED RULES

Airworthiness directives:

Pratt & Whitney, 9276-9281

Airworthiness standards:

Special conditions—

Dassault Aviation Model Falcon 7X airplane, 9273– 9276

NOTICES

Reports and guidance documents; availability, etc.: Airworthiness directives and special airworthiness information bulletins; policy change, 9394–9397

Federal Communications Commission PROPOSED RULES

Television broadcasting:

Cable Television Consumer Protection and Competition Act; implementation—

Video programming distribution; competition and diversity; exclusive programming contracts prohibition, 9289–9297

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 9330–9333

Common carrier services:

Individuals with hearing and speech disabilities; telecommunications relay services and speech-tospeech services—

American sign language-to-Spanish video relay service; providers' compensation eligibility, 9333

Satellite communications—

Non-U.S.-licensed satellites; removal from exclusion list; comment request, 9333–9335

Rulemaking proceedings; petitions filed, granted, denied, etc., 9335

Federal Election Commission

NOTICES

Meetings; Sunshine Act, 9335

Federal Energy Regulatory Commission PROPOSED RULES

Electric utilities (Federal Power Act):

Wave, current, and instream new technology hydropower projects; preliminary permits; interim policy statement, 9281-9284

NOTICES

Hydroelectric applications, 9324-9325 Off-the-record communications, 9325–9326 Applications, hearings, determinations, etc.:

Alliance Pipeline L.P., 9319

Canyon Creek Compression Co., 9319

CenterPoint Energy Gas Transmission Co., 9319-9320

Columbia Gulf Transmission Co., 9320-9321

Energy West Development, Inc., 9321

Gulf South Pipeline Co., LP, 9321-9322

Natural Gas Pipeline Co. of America, 9322

Paiute Pipeline Co., 9322

Pine Needle LNG Co., LLC, 9322-9323

Southern California Edison Co., 9323

Tennessee Gas Pipeline Co., 9323

Trailblazer Pipeline Co., 9323-9324

Transcontinental Gas Pipe Line Corp., 9324

Viking Gas Transmission Co., 9324

Federal Motor Carrier Safety Administration NOTICES

Motor carrier safety standards:

Driver qualifications; diabetes exemptions, 9399–9405 Driver qualifications; vision requirement exemptions, 9397-9399

Federal Reserve System

NOTICES

Banks and bank holding companies:

Change in bank control, 9335

Formations, acquisitions, and mergers, 9336

Permissible nonbanking activities, 9336-9337

Federal Open Market Committee:

Domestic policy directives, 9337

Federal Transit Administration

NOTICES

Buy America waivers:

Bielak, Simcha, 9406

Fish and Wildlife Service

NOTICES

Endangered and threatened species:

Incidental take permits-

Sarasota County, FL; Florida scrub-jay, 9350-9351

Food and Drug Administration

RULES

Animal drugs, feeds, and related products:

Maropitant citrate tablets, etc., 9242-9243

Monensin, 9244-9245

Trenbolone and estradiol; implantation or injectable,

9243-9244

Zilpaterol, 9245

NOTICES

Meetings:

Essentials of FDA Medical Device Regulations: A Primer for Manufacturers and Suppliers; public seminar, 9342-9343

Foreign-Trade Zones Board

NOTICES

Applications, hearings, determinations, etc.:

Motorola, Inc.; mobile phone kitting, 9304–9305

Forest Service

NOTICES

Environmental statements: notice of intent:

Medicine Bow-Routt National Forests and Thunder Basin National Grassland, WY, 9302-9303

Meetings:

Intergovernmental Advisory Committee, 9303

General Services Administration

NOTICES

Privacy Act; systems of records, 9337–9339

Health and Human Services Department

See Centers for Disease Control and Prevention

See Food and Drug Administration

See National Institutes of Health

RULES

Grants and agreements:

Nonprocurement debarment and suspension; OMB guidance; implementation, 9233-9235

NOTICES

Meetings:

American Health Information Community, 9339

Reports and guidance documents; availability, etc.:

Health information technology; interoperability standards, 9339–9340

Special Exposure Cohort; employee class designations:

Allied Chemical Corp. Plant, IL, 9340-9341

Ames Laboratory, IA, 9341

Hanford Plant, WA, 9340

Harshaw Harvard-Denison Plant; OH, 9341

W. R. Grace, TN, 9341

Homeland Security Department

See Customs and Border Protection Bureau

Housing and Urban Development Department **NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 9347-9348

Public and Indian housing:

Public Housing Operating Fund Program—

Asset management transition assistance; regulatory waivers, 9348–9350

Interior Department

See Fish and Wildlife Service See Land Management Bureau

Internal Revenue Service

RULES

Income taxes:

Corporate reorganizations; additional distributions guidance, 9262–9263

Modified accelerated cost recovery system property; changes in use; depreciation, 9245-9262

PROPOSED RÜLES

Income taxes:

Corporate reorganizations; additional distributions guidance; cross-reference, 9284–9285

Agency information collection activities; proposals, submissions, and approvals, 9406-9410

International Trade Administration NOTICES

Antidumping:

Canned pineapple fruit from —

Thailand, 9305–9306

Weighted average dumping margin calculation during duty investigation, 9306–9307

Applications, hearings, determinations, etc.:

Five-year (sunset) reviews—

Initiation of reviews, 9307-9308

International Trade Commission

NOTICES

Import investigations:

Automotive replacement glass windshields from— China, 9351-9353

Dominican Republic-Central America-United States Free Trade Agreement-

Costa Rican and Dominican Republic apparel goods; agency advice with respect to rules modification, 9353-9354

Dynamic random access memory devices and products containing same, 9354-9355

Engines, components thereof, and products containing same, 9355

High-brightness light emitting diodes and products containing same, 9355-9356

Ink cartridges and components, 9357

Welded large diameter line pipe from-

Japan and Mexico, 9357-9358

Zero-mercury-added alkaline batteries, parts, and products containing same, 9358–9359

Justice Department

NOTICES

Pollution control; consent judgments:

Ain, Martin, 9359

FMC Corp., 9359-9360

Labor Department

See Employment and Training Administration

Agency information collection activities; proposals, submissions, and approvals, 9360-9362

Land Management Bureau

NOTICES

Meetings:

Resource Advisory Councils— Coeur d' Alene District, 9351

National Foundation on the Arts and the Humanities **RULES**

Grants, other financial assistance, and nonprocurement

Nonprocurement debarment and suspension; OMB guidance, 9235-9237

National Institutes of Health

NOTICES

Meetings:

National Cancer Institute, 9343

National Institute of Allergy and Infectious Diseases, 9344

National Institute of Child Health and Human Development, 9345-9346

National Institute of Dental & Craniofacial Research, 9344-9345

National Institute of Environmental Health Sciences,

National Institute on Deafness and Other Communication Disorders, 9343-9344

National Oceanic and Atmospheric Administration RULES

Fishery conservation and management:

Alaska; fisheries of Exclusive Economic Zone— Pacific cod, 9272

PROPOSED RULES

Endangered and threatened species:

Sea turtle conservation-

Fishing Gear Inspection Program, 9297–9301

NOTICES

Meetings:

Caribbean Fishery Management Council, 9308–9309 International Whaling Commission, 9309 Mid-Atlantic Fishery Management Council, 9309

Natural Resources Conservation Service

NOTICES

Field offices technical guide; changes: Maryland, 9304

Presidential Documents

PROCLAMATIONS

Special observances:

Irish-American Heritage Month (Proc. 8107), 9429-9432

Railroad Retirement Board

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 9363

Securities and Exchange Commission PROPOSED RULES

Securities:

Self-regulatory organizations; proposed rule changes, 9412-9428

NOTICES

Investment Company Act of 1940:

Eagle Growth Shares Investing Programs et al., 9363-9364 Self-regulatory organizations; proposed rule changes:

International Securities Exchange, LLC, 9364-9369

NASDAQ Stock Market LLC, 9369-9370 New York Stock Exchange LLC, 9370-9371

Philadelphia Stock Exchange, Inc., 9371-9373

Social Security Administration

RULES

Social security benefits and supplemental security income: Federal old age, survivors, and disability insurance, and aged, blind, and disabled-

Optometrists acceptability as medical sources for establishing medically determinable impairments, 9239-9242

Privacy Act; computer matching programs, 9373-9374

State Department

NOTICES

Grants and cooperative agreements; availability, etc.: Venezuela, Ecuador, Peru, Bolivia and Nicaragua; youth leadership program, 9374-9380 Youth Leadership Program for Indonesia, 9380-9385

Transportation Department

See Federal Aviation Administration

See Federal Motor Carrier Safety Administration See Federal Transit Administration NOTICES

Agency information collection activities; proposals, submissions, and approvals, 9385
Grants and cooperative agreements; availability, etc.:
Small Community Air Service Development Program, 9385–9394

Treasury Department

See Internal Revenue Service

Separate Parts In This Issue

Part II

Securities and Exchange Commission, 9412-9428

Part III

Executive Office of the President, Presidential Documents, 9429–9432

Reader Aids

Consult the Reader Aids section at the end of this issue for phone numbers, online resources, finding aids, reminders, and notice of recently enacted public laws.

To subscribe to the Federal Register Table of Contents LISTSERV electronic mailing list, go to http:// listserv.access.gpo.gov and select Online mailing list archives, FEDREGTOC-L, Join or leave the list (or change settings); then follow the instructions.

CFR PARTS AFFECTED IN THIS ISSUE

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

2 CFR 3763369	.9233 .9235
3 CFR	
Proclamations: 8107	.9431
14 CFR	
39 71 (2 documents)9238,	.9237
71 (2 documents)9238,	9239
Proposed Rules:	
25 39	.9273
17 CFR	.3270
Proposed Rules:	
240	0/12
249	.9412
18 CFR	
Proposed Rules:	
Ch. I	.9281
20 CFR	
404	.9239
416	.9239
21 CFR	
520 522 (2 documents)	9242
	9243
558 (2 documents)	9244,
	9245
26 CFR	
1 (2 documents)9245,	9262
Proposed Rules:	0004
	.9284
40 CFR 52	റാഭാ
Proposed Rules:	.3200
81	.9285
4E CED	
74	.9233
76	
1169	.9235
47 CFR	
Proposed Rules: 76	0000
	.9289
50 CFR 679	0270
o/ອ Proposed Rules:	.9212
2232	9297